

SB1832



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB1832

Introduced 2/20/2009, by Sen. Michael W. Frerichs

SYNOPSIS AS INTRODUCED:

725 ILCS 5/115-17

Amends the Code of Criminal Procedure of 1963. Provides that an attorney admitted to practice in the State of Illinois, as an officer of the court, may also issue subpoenas in a pending action.

LRB096 03120 RLC 13136 b

A BILL FOR

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Code of Criminal Procedure of 1963 is
5 amended by changing Section 115-17 as follows:

6 (725 ILCS 5/115-17)

7 Sec. 115-17. Clerk; issuance of subpoenas. It is the duty
8 of the clerk of the court to issue subpoenas, either on the
9 part of the people or of the accused, directed to the sheriff
10 or coroner of any county of this State. An attorney admitted to
11 practice in the State of Illinois, as an officer of the court,
12 may also issue subpoenas in a pending action. A witness who is
13 duly subpoenaed who neglects or refuses to attend any court,
14 under the requisitions of the subpoena, shall be proceeded
15 against and punished for contempt of the court. Attachments
16 against witnesses who live in a different county from that
17 where the subpoena is returnable may be served in the same
18 manner as warrants are directed to be served out of the county
19 from which they issue.

20 (Source: P.A. 89-234, eff. 1-1-96.)